



# United States Patent and Trademark Office

Under Secretary of Commerce for Intellectual Property and  
Director of the United States Patent and Trademark Office

P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

MCDONNELL BOEHNNEN  
HULBERT & BERGHOFF LLP  
300 S. WACKER DRIVE  
32ND FLOOR  
CHICAGO, IL 60606

Appeal No: 2005-2708  
Appellant: Robert Lawton et al.  
Application No: 09/765,739  
Hearing Room: B  
Hearing Docker: A  
Hearing Date: Thursday, November 17, 2005  
Hearing Time: 01:00 PM  
Location: Madison Building - East Wing  
600 Dulany Street, 9th Floor  
Alexandria, Virginia 22313-1450

## NOTICE OF HEARING CONFIRMATION REQUIRED WITHIN TWENTY-ONE DAYS

Your attention is directed to 37 CFR § 41.47. The above identified appeal will be heard by the Board of Patent Appeals and Interferences on the date indicated. Hearings will commence at the time set and as soon as the argument in one appeal is concluded, the succeeding appeal will be taken up. The time allowed for argument is twenty minutes unless additional time is requested and permitted before the argument is commenced. If there are any inquiries, please contact Dianne E. Maggard, Paralegal Specialist at 571-272-4634.

CONFIRMATION OR WAIVER OF THE HEARING IS REQUIRED. This form must be completed below and facsimile transmitted to both: (1) the USPTO Central fax number (official copy), and (2) the Board of Patent Appeals and Interferences fax number (courtesy copy) within TWENTY-ONE (21) DAYS from the mailing date of this notice indicating confirmation or waiver of the hearing. A copy of this notice may be alternately filed by mail if facsimile is not available.

BPAI HEARINGS FAX No: (571) 273-0300

USPTO Central Fax No: (571) 273-8300

BPAI Mailing Address:

BOARD OF PATENT APPEALS AND INTERFERENCES  
UNITED STATES PATENT AND TRADEMARK OFFICE  
P.O. BOX 1450  
ALEXANDRIA, VIRGINIA 22313-1450

MAILED

OCT 25 2005

U.S. PATENT AND TRADEMARK OFFICE  
BOARD OF PATENT APPEALS  
AND INTERFERENCES

In all communications relating to this appeal, please identify the appeal by its number.

CHECK ONE ☒ HEARING ATTENDANCE CONFIRMED

☐ HEARING ATTENDANCE WAIVED

Signature of Attorney/Agent/Appellant

10-28-05

Date

43,673

Registration No.

Names of other visitors expected to accompany counsel: NEIL GILBERT

For information on visitor access to hearing rooms and security procedures at the USPTO Alexandria Campus, see  
<http://www.uspto.gov/web/offices/dcm/tol/dcm/contact/cvrtex/info.htm>

Best Available Copy



McDonnell Boeppen Hulbert &amp; Berghoff LLP

## Fax transmittal

To Dianne E. Maggard  
Company Board of Patent Appeals &  
Inferences  
Fax 571-273-0300

Date October 31, 2005  
From Lisa M.W. Hillman, Ph.D.  
Direct 217 359 2998 (Champaign Office)  
Email hillman@mbhb.com  
C/M 12/1

Phone  
Pages, with cover

2

Re Appeal No.: 2005-2708  
Notice of Hearing Confirmation

Best Available Copy

300 South Wacker Drive 312 913 0001 phone  
Chicago, Illinois 60606-6709 312 913 0002 fax  
www.mbhb.com

This transmittal is strictly for delivery only to the person listed above. It may contain confidential or privileged information, the disclosure of which is prohibited.

Please contact us if all pages are not received. If you received this fax in error, please contact us to arrange for return of the document.